

MORRISON & FOERSTER LLP

Attorneys at Law
 755 Page Mill Road
 Palo Alto, California 94304-1018
 Telephone: (650) 813-5600
 Facsimile: (650) 494-0792

To:

NAME:	FACSIMILE:	TELEPHONE:
Commissioner for Patents United States Patent and Trademark Office	(703) 872-9306	

FROM: Alan S. Hodes**DATE:** June 15, 2004

Number of pages with cover page: 5

Preparer of this slip has confirmed that facsimile number given is correct: 9369/cgm1**CAUTION - CONFIDENTIAL**

This facsimile contains confidential information which may also be privileged. Unless you are the addressee (or authorized to receive for the addressee), you may not copy, use, or distribute it. If you have received it in error, please advise Morrison & Foerster LLP immediately by telephone or facsimile and return it promptly by mail.

Comments:

Comments: COMMUNICATION

DOCKET NO.: 275412002000

GROUP ART UNIT: Not Yet Assigned

EXAMINER: Not Yet Assigned

SERIAL NO.: 10/769,567

FILING DATE: January 30, 2004

INVENTOR(S): Noriaki FUJII

TITLE: OPTICAL PICK-UP APPARATUS

Papers attached:

1. Transmittal (1 page)
2. Communication (2 pages)
3. Replacement Form PTO-1449 (1 page)

pa-893948

PTO/SB/21 (08-03)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Application Number	10/769,567		
Filing Date	January 30, 2004		
First Named Inventor	Noriaki FUJII		
Art Unit	Not Yet Assigned		
Examiner Name	Not Yet Assigned		
Total Number of Pages in This Submission	4	Attorney Docket Number	275412002000

ENCLOSURES (Check all that apply)

<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): 1. Communication (2 pages) 2. Replacement Form PTO-1449 (1 page) Fax cover sheet
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual Name	MORRISON & FOERSTER LLP (Customer No. 25226) Alan S. Hodes - 38,185
Signature	
Date	June 15, 2004

I hereby certify that this correspondence is being facsimile transmitted to the Patent and Trademark Office, facsimile no. (703) 872-9306, on the date shown below.

Dated: June 15, 2004

Signature:  (Carolyn G. McKubre)

pa-893962

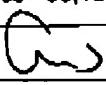
PTO/SB/21 (08-03)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMITTAL FORM <i>(to be used for all correspondence after initial filing)</i>		Application Number 10/769,567
Total Number of Pages in This Submission 4	Filing Date January 30, 2004	
	First Named Inventor Noriaki FUJII	
	Art Unit Not Yet Assigned	
	Examiner Name Not Yet Assigned	
	Attorney Docket Number 275412002000	

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to Group
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment/Reply	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Terminal Disclaimer	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Request for Refund	1. Communication (2 pages) 2. Replacement Form PTO-1449 (1 page) Fax cover sheet
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> CD, Number of CD(s) _____	
<input type="checkbox"/> Certified Copy of Priority Document(s)		
<input type="checkbox"/> Response to Missing Parts/ Incomplete Application		
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name Alan S. Hodes - 38,185	MORRISON & FOERSTER LLP (Customer No. 25226)
Signature 	
Date June 15, 2004	

I hereby certify that this correspondence is being facsimile transmitted to the Patent and Trademark Office, facsimile no. (703) 872-9306, on the date shown below.

Dated: June 15, 2004

Signature:



(Carolyn G. McKubre)

pa-893952

06/15/2004 14:51 FAX 650 813 5993

MOFO PA #SEVEN

RECEIVED
CENTRAL FAX CENTER 004

JUN 15 2004

I hereby certify that this correspondence is being facsimile transmitted to the Patent and Trademark Office, facsimile no. (703) 872-9308, on the date shown below.

Dated: June 15, 2004

Signature: 
(Carolyn G. McKubre)

Docket No.: 275412002000
Client Ref.: 62043/03R01103/US
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Noriaki FUJII

Application No.: 10/769,567

Filed: January 30, 2004

Art Unit: Not Yet Assigned

For: OPTICAL PICK-UP APPARATUS

Examiner: Not Yet Assigned

COMMUNICATION

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

This Communication is being filed to correct typographical errors on the PTO-1449 Form filed on January 30, 2004. Attached is a replacement PTO-1449 Form with

1. Corrected document number, 4,775,968 for Reference No. 1.
2. Corrected date, 06/05/1992, and document number, JP B2 4-34212 for Reference No. 3.

pa-893922

Application No.: 10/769,567

2

Docket No.: 275412002000

Please exchange the enclosed replacement form for the form previously filed.

Dated: June 15, 2004

Respectfully submitted,



By _____
Alan S. Hodes
Registration No.: 38,185
MORRISON & FOERSTER LLP
755 Page Mill Road
Palo Alto, California 94304
(650) 813-5622

pa-893922

Form PTO-1449 INFORMATION DISCLOSURE CITATION IN AN APPLICATION (Use several sheets if necessary)	Docket Number 275412002000	Application Number 10/769,567
	Applicant Norio FUJII	
	Filing Date January 30, 2004	Group Art Unit Not Yet Assigned
	Mailing Date April 22, 2004	

U.S. PATENT DOCUMENTS

Examiner Initials	Ref. No.	Date	Document No.	Name	Class	Subclass	Filing Date If Appropriate
	1.	10/04/1988	4,775,968	Ohsato			
	2.	03/23/1999	5,886,964	Fujita			

FOREIGN PATENT DOCUMENTS

Examiner Initials	Ref. No.	Date	Document No.	Country	Class	Subclass	Translation YES NO
	3.	05/05/1992	JP B2 4-34212	Japan			Abstract
	4.	08/28/1997	JP 9-081942	Japan			Abstract
	5.	09/14/2001	JP 2001-250250	Japan			Abstract

OTHER DOCUMENTS

(including author, title, Date, Pertinent Pages, Etc.)

Examiner Initials	Ref. No.	Title
	6.	Ueyama, T. et al. (2002). "A Novel Tracking Servo System for Multi-types of DVD with Phase-Shift DPP Method," <i>Corrected 2002 annual Meeting of JSPE Kansai Division, The Japan Society for Precision Engineering</i> , pp. 79-80. (Includes original document).

EXAMINER:

DATE CONSIDERED:

EXAMINER: Initial if citation considered, whether or not the citation conforms with MPEP 609. Draw a line through the citation if not in conformance and not considered. Include a copy of this form with next communication to applicant.

PTO/SB/08 (2-92)
pa-874497 v2

Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE